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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 06-00095 JF
)	
12 Plaintiff,)	
)	
13 v.)	STIPULATION AND [PROPOSED]
)	ORDER TO CONTINUE STATUS DATE
14 FRANCISCO JAVIER ALCAZAR,)	
)	
15 Defendant.)	
)	

16 Assistant United States Attorney Richard C. Cheng and defendant, Francisco Alcazar,
17 through his counsel, Assistant Federal Public Defender Angela M. Hansen, stipulate and agree
18 that the status date in the above-captioned matter, presently scheduled for Wednesday, November
19 6 2006, should be continued to January 17, 2007, at 9:00 a.m.

20 The parties stipulate and agree that this status date should be continued because counsel
21 for Mr. Alcazar needs additional time to investigate this case and to review audio and video
22 recording that were produced to the defense in discovery. Because the audio recordings are
23 primarily in Spanish, counsel needs additional time to work with Mr. Alcazar and an interpreter
24 concerning these tapes. For all of these reasons, the parties stipulate and agree to continue the
25 status date to January 17, 2007.
26

The parties further stipulate and agree that under 18 U.S.C §§ 3161(h)(8)(A) and (B)(iv),
the ends of justice served by the continuance requested outweigh the best interest of the

1 defendant and public in a speedy trial because the failure to grant such a continuance would
2 unreasonably deny Mr. Alcazar the time necessary for effective preparation, taking into account
3 the exercise of due diligence.

4
5 Dated: December 4, 2006

_____/s/_____
ANGELA M. HANSEN
Assistant Federal Public Defender

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8 Dated: December 4, 2006

_____/s/_____
RICHARD C. CHENG
Assistant United States Attorney

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 06-00095 JF
12)
13 Plaintiff,) **[PROPOSED] ORDER CONTINUING**
14) **STATUS DATE AND EXCLUDING**
15 v.) **TIME**
16)
17 FRANCISCO JAVIER ALCAZAR,)
18)
19 Defendant.)
20 _____)

21 The parties have jointly requested to continue the status date set for December 6, 2006 to
22 January 17, 2007 at 9:00 a.m., GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that
23 the status date presently set for December 6, 2006 is continued to January 17, 2007, at 9:00 a.m.
24 Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of time from
25 December 6, 2006 through and including January 17, 2007, shall be excluded from the period of
26 time within which trial must commence under the Speedy Trial Act, 18 U.S.C §§ 3161(h)(8)(A)
and (B)(iv).

Dated: December 5, 2006


JEREMY FOGEL
United States District Judge

1 Distribute to:

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